

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 7, 2009

DIVISION TWO

B209511 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 M.T.

The orders establishing dependency jurisdiction over minor and removing minor from her parents' custody are affirmed.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

B204624 California Insurance Guarantee Association (Not for Publication)
 v.
 RLI Insurance Company

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION TWO (continued)

B209554 Andrade (Not for Publication)
v.
Kessel

The judgment is affirmed. Respondent is awarded his costs of appeal. Respondent's motions for sanctions and to augment the record are denied.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

B200594 White (Not for Publication)
v.
City of Pasadena, et al.

The trial court's denial of the city's motion for judgment notwithstanding the verdict on the statutory invasion of privacy cause of action is reversed. Each party will bear its own costs of appeal.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Chavez, J.

DIVISION TWO (continued)

B204001 People
v.
Porter

(Not for Publication)

The judgment is amended to strike the five-year serious felony enhancement in section 667, subdivision (a), reduce the great bodily injury enhancement in connection with count 1 from three years to one year, and stay the sentence on the transporting of a controlled substance conviction in case No. YA061614. The judgment is otherwise affirmed. The matter is remanded to the trial court with directions to either impose sentence or dismiss the prior prison term enhancement (§ 667.5, subd. (b)) and to correct the abstract of judgment to reflect the foregoing corrections and modifications.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

[illegible]

The matter is remanded to the trial court for resentencing on count 3, attempted carjacking of Lynette Godinez, and count 4, attempted carjacking of Antonio Godinez, Jr. In all other respects, the judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION THREE

B211395 Los Angeles County, D.C.F.S. (Not for Publication)
v.
T.W.S.

The order declaring K.S. and H.S. dependent children is modified to strike the finding the children are dependent by reason of father's conduct. The order directing father to participate in counseling is amended to direct DCFS to provide father referrals for counseling. As so modified, the order is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B208754 Los Angeles County, D.C.F.S. (Not for Publication)
v.
M.F.

The order terminating family reunification services is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B211459 People (Not for Publication)
v.
Daven Raya

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION THREE (continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B199928 People (Not for Publication)
v.
United State Letele

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

B206677 Beetley (Not for Publication)
v.
Beetley

The judgment from which wife has appealed is affirmed. Costs on appeal to husband.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FIVE

B208129 People (Not for Publication)
v.
Rodney Lee Wilson

The section 667.5 enhancements found true in this matter are ordered stricken. The clerk of the superior court is directed to prepare an amended abstract of judgment reflecting this action and to deliver a copy of the amended abstract to the Department of Corrections and Rehabilitation. The judgment of conviction is affirmed in all other respects.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

B213725 People (Not for Publication)
v.
Joseph Valentino

The appeal is dismissed.

Turner, P.J.

We concur: Armstrong, J.
Kriegler, J.

B210656 People (Not for Publication)
v.
Tommie Lee Finley

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (continued)

B212662 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 S.M
 C. G., a Person Coming Under the Juvenile Law Court Law.

The judgment is affirmed.

Armstrong, Acting P.J.

We concur: Mosk, J.
 Kriegler, J.

DIVISION SIX

B210884 World Financial Group (Certified for Publication)
 v.
 HBW Insurance

Filed order modifying opinion. (No change in the judgment)

B202606 Barrette
 v.
 Costco Wholesale Corp.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B199645 Linthicum
 v.
 Butterfield

Filed order granting petition for rehearing.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Eva McClintock, Deputy Clerk.

Each of the following:

B203442 People v. Dickershaid

B206126 People v. Verdusco

B207466 People v. Acosta

B207825 People v. Henry

B208026 People v. Robinson

B208302 People v. Riley

B208406 Sanchez v. Sanchez

Argument waived, cause submitted.

B209047 People
 v.
 Branch

Merits:

Argued by Alex Coolman for appellant and by E. Carlos Dominguez, Deputy Attorney General for respondent. Cause submitted.

B203785 People
 v.
 Portillo

Merits:

Argued by Patrick Moran, Deputy District Attorney for appellant and by Jill Ishida for respondent. Cause submitted.

DIVISION SEVEN (continued)

B209613 People
 v.
 Anderberg

Merits:
Argued by David Romley for appellant and by David Zarmi, Deputy Attorney General for respondent. Cause submitted.

B212432 People
 v.
 Song

Merits:
Argued by Mark Harvis, Deputy Public Defender for appellant and by Thomas Reeves, Deputy City Attorney for respondent. Cause submitted.

B203348 People
 v.
 Newcomb, et al.

Merits:
Argued by Lynette Moore, Cheryl Johnson and Marta Stanton for appellants and by Michael Johnsen, Deputy Attorney General for respondent. Cause submitted.

B201186 Luchs
 v.
 Pro Tect Management Corp.

Merits:
Argued by Gerald Serlin for appellant and by Howard Silber for respondent. Cause submitted.

DIVISION SEVEN (continued)

B203699 Draves
 v.
 County of Los Angeles

Merits:
Argued by John Noland for appellant and by Gerald Custis, Deputy County Counsel for respondent. Cause submitted.

B200774 Ittella International Inc.,
 v.
 Pacific American Fish Co.,

Merits:
Argued by John Taylor for appellant and by James Fedalen for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Eva McClintock, Deputy Clerk.

B204351 United Merchant Services v. Putnam

Argument waived, cause submitted.

B206504 Stein
 v.
 Lopez, et al.

Merits:
Argued by Jeremias Valdez for appellants and by Rebekah Swan for respondent. Cause submitted.

DIVISION SEVEN (continued)

B202555 Crutcher
 v.
 O'Brien & Abeles, et al.

Merits:
Argued by Lenore Albert for appellant and by James Robie for respondents.
Cause submitted.

B208822 Los Angeles County, D.C.F.S., et al.,
 v.
 Dawn M., et al.,

Merits:
Argued by Kim Nemoy, Deputy County Counsel and Lori Fields for
appellants and by Richard Pfeiffer and Merrill Toole for respondents.
Cause submitted.

B212512 Clark, et al.,
 v.
 Superior Court, Los Angeles County
 (National Western Life Ins., r.p.i.)

Merits:
Argued by Raymond Mattison for petitioners, by Kent Keller for real party
in interest and by Margaret Grignon for amicus curiae in support of real
party in interest. Cause submitted.

Court adjourned.

DIVISION EIGHT

B202997 Dicon Fiberoptics, Inc. (Certified for Publication)
v.
Franchise Tax Board of the State of California

The judgment is reversed. The trial court is directed to vacate its order sustaining the demurrer of the Franchise Tax Board and enter a new order overruling the demurrer. Appellant Dicon to recover its costs on appeal.

Rubin, Acting P.J.

We concur: Bigelow, J.
O'Neill, J. (Assigned)